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APR 29 2002

FC 2800 MAIL ROOM

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Swab et al.  
Serial No. : 09/845,425  
Filed : April 30, 2001  
Title : EYEWEAR WITH EXCHANGEABLE TEMPLES HOUSING  
BLUETOOTH ENABLED APPARATUS  
Examiner : not yet known  
Group Art Unit : 2873

"Express Mail" mailing label No. EL 808864830 US

Date of Deposit: April 23, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Name: Anna Vishev

Signature: Anna Vishev

Commissioner for Patents  
Washington, D.C. 20231

**REQUEST TO CORRECT THE INVENTORSHIP  
under 37 C.F.R. §1.48(a)**

As indicated in the attached newly executed Inventors Oath/Declaration, please

add following inventors to the above identified U.S. Patent Application:

James Malackowski

Mikal Greaves

Rolf Milesi

Christiaan Ligtenberg

Thomas Meier

As required by 37 C.F.R. §1.48(a), this Request is accompanied by a Statement

from each person being added as an inventor that the error in inventorship occurred without

04/26/2002 NW04AHM1 00000081 09845425

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09/845,425  
April 23, 2002  
Page 2

deceptive intention on his or her part; an Oath/Declaration executed by all actual inventors; and the processing fee of \$130.00 as set forth in 37C.F.R. §1.17(i).

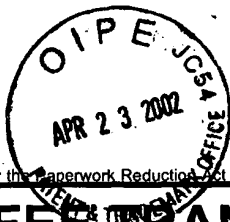
Should any extensions of time or further fees be considered necessary in connection with this communication, the necessary extensions and payment of the further fees are requested. The Commissioner is directed to debit our deposit account, Account No. 500675, for any amounts required, and is also directed to credit any overpayments thereto.

Respectfully submitted,

Schulte Roth & Zabel LLP  
Attorneys for Applicant  
919 Third Avenue  
New York, NY 10017  
(212)756-2000

By Anna Vishev  
Anna Vishev  
Reg. No. 45,018

Dated: April 23, 2002  
New York, NY



Approved for use through 10/31/2002 OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
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# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130.00

Compleat if Known APR 29 2002

Application Number	09/845,425
Filing Date	4/30/01 2800 MAIL ROOM
First Named Inventor	SWAB et al.
Examiner Name	Not yet assigned.
Group Art Unit	2873
Attorney Docket No.	881987/0003

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number: 500675  
Deposit Account Name: SCHULTE ROTH & ZABEL LLP

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

SUBTOTAL (1) (\$) 0

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	=
Independent Claims	-3** =	X	=
Multiple Dependent			=

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 400	216 200	Extension for reply within second month	
117 920	217 460	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	130.00
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

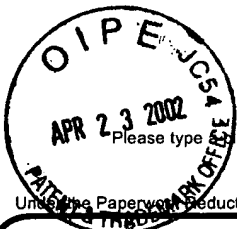
SUBTOTAL (3) (\$) 130.00

## SUBMITTED BY

Name (Print/Type)	Anna Vishev	Registration No. (Attorney/Agent)	45,018	Telephone	212-756-2167
Signature	Anna Vishev	Date	4/23/02		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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MAIL ROOM

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/845,425
	Filing Date	4/30/01
	First Named Inventor	SWAB et al.
	Group Art Unit	2873
	Examiner Name	Not yet assigned.
Total Number of Pages in This Submission	Attorney Docket Number	881987/0003

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request to Correct the Inventorship; Check \$130 Express Mail Certification; self-addressed, stamped postcard; Statements & Declaration (5) (newly executed).
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	SCHULTE ROTH & ZABEL LLP Anna Vishev (45,018)
Signature	Anna Vishev
Date	April 23, 2002

CERTIFICATE OF MAILING		Express Mail #EL808864830 US	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as indicated by the meter or postage stamp on the envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 4/23/02			
Typed or printed name	Anna Vishev		
Signature	Anna Vishev	Date	4/23/02

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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Group Art Unit : 2873

Commissioner for Patents  
Washington, D.C. 20231

**Statement of James Malackowski Under 37 C.F.R. §1.48(a)**

In accordance with the requirement of 37 C.F.R. 1,48(a), I, James Malackowski, state that  
the error in inventorship occurred without any deceptive intention on my part.

Date: 4/15/02

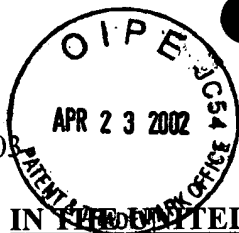
  
James Malackowski

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FROM SCHULTE ROTH & ZABEL LLP a4

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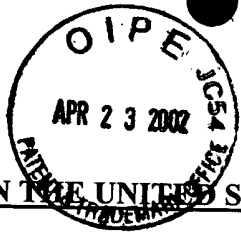
**Statement of Mikal Greaves Under 37 C.F.R. §1.48(a)**

In accordance with the requirement of 37 C.F.R. 1,48(a), I, Mikal Greaves, state that the error in inventorship occurred without any deceptive intention on my part.

Date: 12-19-01

Mikal Greaves  
Mikal Greaves

881987.0003



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Washington, D.C. 20231

**Statement of Rolf Milesi Under 37 C.F.R. §1.48(a)**

In accordance with the requirement of 37 C.F.R. 1,48(a), I, Rolf Milesi,  
state that the error in inventorship occurred without any deceptive intention on my part.

Date: 12/18/2001

Rolf Milesi  
Rolf Milesi

881987.0003



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Commissioner for Patents  
Washington, D.C. 20231

**Statement of Thomas Meier Under 37 C.F.R. §1.48(a)**

In accordance with the requirement of 37 C.F.R. 1,48(a), I, Thomas Meier,  
state that the error in inventorship occurred without any deceptive intention on my part.

Date: 2/15/02

Thomas Meier

Thomas Meier



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Commissioner for Patents  
Washington, D.C. 20231

**Statement of Christine Ligtenberg Under 37 C.F.R. §1.48(a)**

In accordance with the requirement of 37 C.F.R. 1,48(a), I, Christine<sup>can</sup>~~ne~~

Ligtenberg, state that the error in inventorship occurred without any deceptive intention on my part.

Date:

1/11/02

Christine Ligtenberg<sup>can</sup>